



MIRACOSTA COMMUNITY COLLEGE DISTRICT BOARD OF TRUSTEES

WORKSHOP MINUTES One Barnard Drive, Oceanside, CA

MINUTES OF REGULAR MEETING / WORKSHOP

SEPTEMBER 8, 2022
(APPROVED OCTOBER 20, 2022)

I. CALL TO ORDER

The Board of Trustees of the MiraCosta Community College District met in a special meeting/workshop on Thursday, September 8, 2022, in person and via Zoom conference. President Anna Pedroza called the meeting to order at 2:13 p.m.

II. FLAG SALUTE / ROLL CALL

Board members present:

Rick Cassar	Frank Merchat
Raye Clendening	Anna Pedroza
William Fischer	Jacqueline Simon (arrived at 2:45 p.m.)
George McNeil	

Administrators present:

Superintendent/President Sunny Cooke
Assistant Superintendent/Vice President Tim Flood
Assistant Superintendent/Vice President Charlie Ng
Assistant Superintendent/Vice President Denée Pescarmona
Assistant Superintendent/Vice President Alketa Wojcik

III. TELECONFERENCING OF MEETINGS (Action Required)

A. Approve Continued Observance of Resolution No. 4-21/22 Authorizing Teleconferencing for Meetings Pursuant to AB 361

By motion of Trustee Merchat, seconded by Trustee McNeil, the board adopted Resolution No. 4-21/22 authorizing the continued teleconferencing of meetings pursuant to AB 361.

Vote: 6/0/0

Aye: Cassar, Clendening, Fischer, McNeil, Merchat, Pedroza, Simon

Abstentions: None

Absent: Simon

IV. PUBLIC COMMENT ON ITEMS ON AND NOT ON THE AGENDA

None.

V. CHANGES IN AGENDA ORDER

None.

VI. WORKSHOP

A. Fiscal Year 2023 Final Budget Workshop

Assistant Superintendent/Vice President of Administrative Services Tim Flood reviewed the district's budget priorities for fiscal year 2021/22 and reviewed projections for fiscal year 2022/23. Funding allocations supported the district's highest-priority goals and objectives (enrollment, programs, and services), consistent with the Long-Term Planning Framework, the Facilities Master Plan, institutional Program Review activities, as well as the district's mission, vision, and values.

Flood shared that \$17.3 million in student emergency grants and rental assistance grants has been provided to 7,521 students since the start of the pandemic.

An overview of the facilities and infrastructure projects at the college was provided, including 11 projects completed, 28 projects under design or construction, and some that have yet to be completed. Over \$3.5M in construction savings strategies and value engineering efforts were implemented. Flood shared how the implementation of Planet Bids software has brought a larger segment of contractors to our college procurement processes, which has also benefited the district.

Flood provided a synopsis of the 2021/22 revenues and expenditures and noted the district is in a very firm financial position, with a fund balance of 26 percent at the end of 2021/22, well above the required 15 percent fund minimum. This is important, because the amount we have in our reserves impacts our ability to get AAA ratings on our Measure MM bonds. Property taxes came in at about five percent, for \$1.2 million above the adopted budget projected amount. It was noted that when possible, CARES funds were used to offset areas of lost revenue due to Covid and lower enrollments.

An overview was provided of the 2022/23 state budget (Proposition 98 funding), which has increased by \$16.6 billion since last year. Property tax remained fairly flat, with the growth resulting from increases in personal income tax, corporate income tax, and use taxes, highlighting the volatility of the State's revenues. In fact, one percent of California residents pay approximately 50 percent of the personal income taxes collected. Community Colleges usually receive approximately 10.93 percent of Prop 98 funding. Additionally, the district participates in the allocation of categorical funding and one-time funds. Flood provided highlights of the state 2022/23 budget act and how they impact MiraCosta. A number of the allocation directives, he noted though, have not yet been determined by the state.

Flood reviewed MiraCosta's budget landscape, final budget assumptions, and General Fund unrestricted expenditures for 2022/23. Additionally, an overview of the five-year budget plan (2022/23 to 2026/27) was provided. Flood noted the board's budget priorities were revised to align with the updated district's goals. A large increase in STRS and PERS rates was also noted, and the college is working through the retirement and healthcare cost increases. The district will continue to take a conservative approach with budgeting, which continues to provide a bright future.

Flood acknowledged the entire college, and specifically Katie White, Melanie Haynie, and the Fiscal Services team, for their efforts made with the budget process. The board thanked Flood for presenting the budget in a meaningful, comprehensive way.

Board members addressed questions with the superintendent/president and provided input. The board will be asked to adopt the final budget on September 15, 2022.

B. Communication Workshop

Through a facilitated workshop and discussion, board members reviewed information processing, communication styles, and behavioral styles in support of board effectiveness.

VII. FUTURE AGENDA ITEMS AND ANNOUNCEMENTS

VIII. ADJOURNMENT


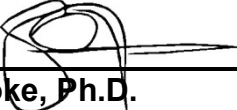
The board workshop adjourned at 6 p.m.

UPCOMING MEETING

**4 p.m. – September 15, 2022
Regular Meeting**

Board meetings are normally held in meeting rooms that are accessible to those with mobility disabilities, however, an executive order issued on 3-18-20 by the Governor of California indicated that the requirements for having a physical space for meetings has been waived due to the coronavirus (COVID-19). Additionally, with the passing of AB 361, meetings will be held remotely until further notice. If you wish to attend the meeting and/or if you have another disability requiring special accommodation, please contact Julie Bollerud, executive assistant to the superintendent/president, at 760.795.6610 or by email at jbollerud@miracosta.edu. The California Relay Service (CRS) is available by dialing 711, or 1-800-735-2929 or 1-800-735-2922.

In compliance with Government Code §54957.5, nonexempt writings that are distributed to a majority or all of the MiraCosta Community College District Board of Trustees in advance of their meetings may be viewed at the Office of the Superintendent/President, One Barnard Drive, Oceanside, California, or by clicking on the Board of Trustee's website at <http://www.miracosta.edu/OfficeOfThePresident/BoardofTrustees/Agendas.htm>. Such writings will also be available at the board meeting. In addition, if you would like a copy of any record related to an item on the agenda, please contact Julie Bollerud, executive assistant to the superintendent/president, at 760.795.6610 or by email at jbollerud@miracosta.edu.

Subject: Approve Continued Observance of Resolution No. 4-21/22 Authorizing Teleconferencing for Meetings Pursuant to AB 361	Attachment: Resolution No. 4-21/22 Authorizing Teleconferencing for Meetings Pursuant to AB 361
Category: Action Items	Type of Board Consideration: Information Consent  Action
	Approved for Consideration:  <hr/> Sunita V. Cooke, Ph.D. Superintendent/President

BACKGROUND

On March 4, 2020, Governor Gavin Newsom declared a State of Emergency to enable state and local agencies to more effectively respond to the threat of COVID-19. ON March 17, 2020, Governor Newsom issued Executive Order N-29-20 suspending certain provisions of the Brown Act pertaining to teleconferenced meetings. On June 11, 2021, Governor Newsom issued Executive Order N-08-21, which extended the provisions of Executive Order N-29-20’s authorization for holding virtual meetings, with an expiration date of September 30, 2021. On September 16, 2021, Governor Newsom signed AB 361 (Rivas) as urgency legislation effective immediately, which provides that legislative bodies may continue to meet remotely during a declared State of Emergency subject to certain conditions.

STATUS

In an effort to safeguard the health of our students, employees, and community members, and in an effort to provide greater access to meetings of the board of trustees, the board adopted MiraCosta Community College District Resolution No. 4-21/22 on October 21, 2021. This resolution declared emergency conditions exist throughout the district campuses and facilities as a result of the continued State of Emergency under Government Code section 54943. The board continues to be provided regular updates on this matter.

RECOMMENDATION

Approve continued observance of Resolution No. 4-21/22 – authorizing teleconferencing for meetings pursuant to AB 361 as stated above. The result of this action will be recorded in the meeting minutes.

MIRACOSTA COLLEGE COMMUNITY DISTRICT

RESOLUTION NO. 4-21/22

**RESOLUTION TO IMPLEMENT TELECONFERENCING REQUIREMENTS
DURING A PROCLAIMED STATE OF EMERGENCY**

WHEREAS, the Ralph M. Brown Act requires that all meetings of a legislative body of a local agency be open and public and that any person may attend and participate in such meetings;

WHEREAS, the Brown Act allows for legislative bodies to hold meetings by teleconference, but imposes specific requirements for doing so;

WHEREAS, on March 17, 2020, in order to address the need for public meetings during the present public health emergency, Governor Newsom issued Executive Order No. N-29-20, suspending the Act's teleconferencing requirements; and

WHEREAS, on June 11, 2021, Governor Newsom issued Executive Order No. N-8-21, continuing the suspension of the Brown Act's teleconferencing requirements through September 30, 2021; and

WHEREAS, these Executive Orders allowed legislative bodies to meet virtually as long as certain notice and accessibility requirements were met; and

WHEREAS, the State Legislature amended the Brown Act through Assembly Bill No. 361 (AB 361) on September 16, 2021; and

WHEREAS, AB 361 amended the Brown Act so that a local agency may use teleconferencing without complying with the regular teleconferencing requirements of the Act, where the legislative body holds a meeting during a proclaimed state of emergency and makes certain findings; and

WHEREAS, Government Code section 54953 requires that the legislative body make additional findings every 30 days in order to continue such teleconferencing.

NOW THEREFORE, the legislative body of the District hereby finds, determines, declares, orders, and resolves as follows:

1. That the foregoing recitals are true and correct and incorporates them by this reference.
2. The Board of Trustees of the MiraCosta Community College District finds, by a majority vote, the following:
 - a. That there exists a proclaimed state of emergency;

AND either:

- b. The Board is meeting for the purpose of determining one of the following, or more than 30 days have passed since the Board met and determined one of the following, and the Board now re-determines one of the following:
 - i. As a result of the emergency, meeting in person would present imminent risks to the health or safety of attendees.

- ii. State or local officials have imposed or recommended measures to promote social distancing; OR

OR

- c. This Board has made the determination set forth in subdivision (b), above within the last 30 days and now makes the following determination:
 - i. The Board has reconsidered the circumstances of the state of emergency;
AND
 - ii. Any of the following circumstances exist:
 - 1. The state of emergency continues to directly impact the ability of the members to meet safely in person.
 - 2. State or local officials continue to impose or recommend measures to promote social distancing.
- 3. The District's superintendent/president or their designee is authorized to take all steps and perform all actions necessary to execute and implement this Resolution in compliance with Government Code section 54953.
- 4. That this Resolution shall take effect immediately upon its adoption.

PASSED AND ADOPTED by the Board of Trustees of the MiraCosta Community College District, this 21st day of October, 2021, by the following vote:




AYES:	7	Broad, Cassar, Fischer, McNeil, Merchat, Pedroza, Simon
NOES:	0	_____
ABSTAIN:	0	_____
ABSENT:	0	_____

CERTIFICATION

I hereby certify, on this 21st day of October, 2021, that the foregoing document is a true and correct copy of the Resolution To Implement Teleconferencing Requirements During a Proclaimed State of Emergency by the Board of Trustees] of MiraCosta Community College District at its meeting on October 21, 2021.

By:  _____

Secretary to the Board of Trustees
MiraCosta Community College District

Subject: Fiscal Year 2023 Final Budget Workshop	Attachment: FY2023 Final Budget Presentation
Category: Information	Type of Board Consideration:  Information Consent Action
Recommended:  <hr/> Tim Flood Vice President, Administrative Services	Approved for Consideration:  <hr/> Sunita V. Cooke, Ph.D. Superintendent/President

BACKGROUND

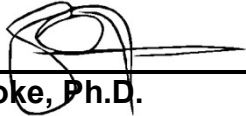
The district planning, budgeting, and feedback processes have been working to prepare the FY2023 final budget for board adoption. The final budget has been prepared with the participation of the district’s Budget and Planning Committee, department managers, deans, and vice presidents.

STATUS

A workshop of the FY2023 final budget is being provided so board members may address any questions with the superintendent/president and to provide input before the board is asked to adopt the final budget at the regular meeting on September 15, 2022.

RECOMMENDATION

The presentation of the final budget is an information item only.

Subject: Communication Workshop	Attachment: None
Category: Information	Type of Board Consideration: ✓ Information Consent Action
	Approved for Consideration:  _____ Sunita V. Cooke, Ph.D. Superintendent/President

BACKGROUND

The Board of Trustees is committed to participating in professional development that expands their ability to serve in an inclusive manner in their roles as trustees.

STATUS

After participating in assessments and online learning modules, Board members will explore different learning information and processing styles, including multi-cultural and multi-generational aspects. The goal of this workshop is to enhance the Board’s effectiveness through inclusive communication.

RECOMMENDATION

For information only.